

JUDGE JONES

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK
 - - - - -
 UNITED STATES OF AMERICA

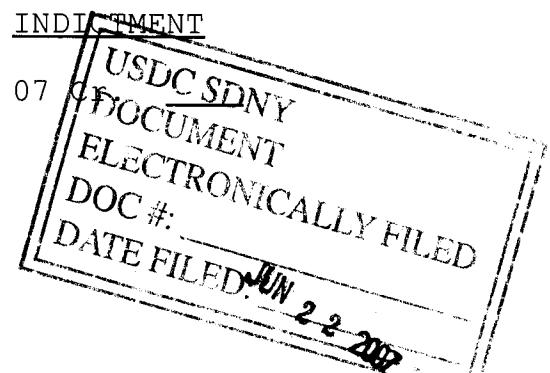
- v. -

JOSE LUNA LUNA,
 a/k/a "Juan Luna,"
 a/k/a "Luis Fernandez,"

Defendant.

07 CRIM. 571

COUNT ONE



The Grand Jury charges:

On or about May 11, 2007, in the Southern District of New York, JOSE LUNA LUNA, a/k/a "Juan Luna," a/k/a "Luis Fernandez," the defendant, being an alien, unlawfully, willfully, and knowingly, did enter, and was found in, the United States, after having been denied admission, excluded, deported, and removed from the United States subsequent to a conviction for the commission of an aggravated felony, to wit, a conviction on or about May 29, 1997, in New York State Supreme Court, Bronx County, for criminal sale of a controlled substance in the third degree, in violation of New York Penal Law Section 220.39, and without having obtained the express consent of the Attorney General of the United States, or his successor, the Secretary for Homeland Security, to reapply for admission.

(Title 8, United States Code, Sections 1326(a) and (b) (2).)

Clark S. Aspinwall
 FOREPERSON

Michael J. Garcia
 MICHAEL J. GARCIA
 United States Attorney

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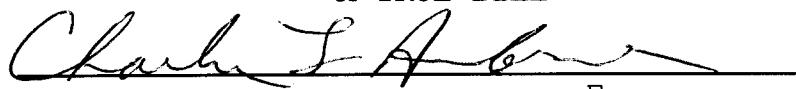
INDICTMENT

07 Cr.

(8 U.S.C. §§ 1326(a) and (b) (2))

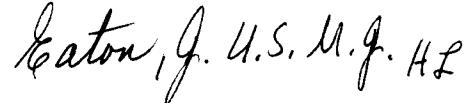
MICHAEL J. GARCIA
United States Attorney.

A TRUE BILL



Foreperson.

6/22/07 - Filed Indictment. Case assigned to
Judge Jones.


Eaton, J. U.S. M.J. AL